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Via e-mail to  
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April 7, 2015

United States Attorney  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, New York 11201  
Attn: AUSA Catherine M. Mirabile

RE: United States v. Philip Kenner & Tommy C. Constantine  
Docket Number: 13-CR-607 (JFB)

Dear Ms. Mirabile:

Please be advised that after consultation with my client it is our position that the files/documents marked "Unclear" on the computer disk recently provided under cover of your letter dated March 30, 2015 contain privileged attorney client communications, confidences and/or secrets and should not be released to the investigative/prosecutorial team of your office.

By copy of this letter filed on ECF, I am notifying the investigative/prosecutorial team of our position in this regard.

Very truly yours,

***Richard D. Haley***

RICHARD D. HALEY

cc: AUSA James M. Miskiewicz via ECF  
AUSA Saritha Komatireddy via ECF